

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

COMMONWEALTH OF
MASSACHUSETTS, et al.,

Plaintiffs,

v.

NATIONAL INSTITUTES OF HEALTH,
et al.,

Defendants.

Case No. 1:25-cv-10338

PLAINTIFF STATES' MOTION FOR LEAVE TO FILE EXCESS PAGES

Pursuant to Local Rule 7.1(b)(4), Plaintiff States respectfully request leave to file a 30-page memorandum in support of their motion for a temporary restraining order. Good cause exists for Plaintiffs' request. As reflected in the memorandum itself, this case raises significant challenges—both substantive and procedural—to a National Institutes of Health (“NIH”) guidance document that will have an immediate and devastating effect on Plaintiffs and their instrumentalities. Addressing the basis for those challenges and the need for emergency relief requires more than the usual 20 pages. The need for excess pages also stems from the compressed timeline: issued on February 7, the NIH guidance document becomes effective today—the very next business day—and purports to apply not only to new NIH grants but existing ones, too. For all these reasons, the Court should allow Plaintiffs to file a 30-page memorandum in support of their motion for a TRO.

February 10, 2025

Respectfully submitted.

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LOCAL RULE 7.1 CERTIFICATE

I, Katherine Dirks, certify that on February 10, 2025, I provided a copy of the foregoing to the following individuals at the U.S. Department of Justice by electronic mail to provide notice of this motion:

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Plaintiffs have not yet had an opportunity to meet and confer with Defendants' counsel, but are proceeding with this filing given the need for prompt relief, as set forth in the memorandum of law in support of Plaintiffs' motion for a temporary restraining order.

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